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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/737,544	12/18/2000	Mark B. Pepys	P 0275486 / 201045/JND	1521

909 7590 08/22/2003

PILLSBURY WINTHROP, LLP  
P.O. BOX 10500  
MCLEAN, VA 22102

EXAMINER
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WANG, SHENGJUN

ART UNIT	PAPER NUMBER
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1617

DATE MAILED: 08/22/2003

11

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 1617

### DETAILED ACTION

1. The reply filed on June 3, 2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): not fully comply the species requirements presented in paper No. 5. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment.

In Paper No. 5, the examiner states “**If applicants elect invention group I, following species election is required.**”

Claims 1-25 and 39-47 are generic to a plurality of disclosed patentably distinct species comprising: a) various active compounds including phosphorous compounds, antibody and fragments of proteins; and b) particular conditions treated. Applicant is required under 35 U.S.C. 121 to elect a *single disclosed species from each of the above groups* (emphasis added), even though this requirement is traversed.” The reply filed on June 3, 2003 does not comply with these requirements because it elects a group of compounds for group, not a single compound; and does not elect a particular condition treated.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shengjun Wang, Ph.D. whose telephone number is (703) 308-4554. The examiner can normally be reached on Monday-Friday from 8:30 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sreeni Padmanabhan, can be reached on (703) 305-1877. The fax phone number for the organization where this application or proceeding is assigned is (703) 308-4556.

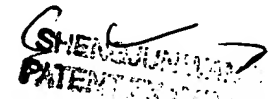
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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1235.

Patent Examiner

  
PATENT EXAMINER  
Shengjun Wang

August 21, 2003